

**IOWA WORKFORCE DEVELOPMENT  
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

**DANIEL A VANREES**  
Claimant

**APPEAL NO. 14A-UI-01520-VST**

**ADMINISTRATIVE LAW JUDGE  
DECISION**

**IOWA WORKFORCE  
DEVELOPMENT DEPARTMENT**

**OC: 12/08/13**  
**Claimant: Appellant (2)**

Section 96.4-3 – Able and Available  
871 IAC 24.2(1)E – Failure to Report

**STATEMENT OF THE CASE:**

The claimant filed an appeal from a representative's decision dated January 31, 2014, reference 04, which held that the claimant was ineligible for unemployment insurance benefits effective January 26, 2014, due to a failure to report. After due notice, a hearing was held on February 27, 2014, by telephone conference call. The claimant participated personally. The record consists of the testimony of Daniel Vanrees. Official notice is taken of agency records.

**ISSUE:**

Whether the claimant failed to report as directed.

**FINDINGS OF FACT:**

The administrative law judge, having heard the testimony of the witness and having considered all of the evidence in the record, makes the following findings of fact:

The department sent the claimant a notice to report to his local workforce center no later than January 30, 2014. The claimant did not receive the notice until February 7, 2014. The claimant has now reported and has filed an online application.

**REASONING AND CONCLUSIONS OF LAW:**

871 IAC 24.23(11) provides:

Availability disqualifications. The following are reasons for a claimant being disqualified for being unavailable for work.

(11) Failure to report as directed to workforce development in response to the notice which was mailed to the claimant will result in the claimant being deemed not to meet the availability requirements.

The claimant is eligible for unemployment insurance benefits effective January 26, 2014. The claimant did not receive the notice to report by January 30, 2014, until February 7, 2014. He has now reported and has filled in an online application. There is no disqualification that will be imposed on the claimant.

**DECISION:**

The decision of the representative dated January 31, 2014, reference 04, is reversed. Unemployment insurance benefits are allowed, if the claimant is otherwise eligible effective January 26, 2014.

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Vicki L. Seeck  
Administrative Law Judge

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Decision Dated and Mailed

vls/pjs